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Read 23 Feb 1753



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Public Acts,  
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*An ACT for Enlarging the Time, and  
Continuing the Duties, granted by several  
Acts of Parliament for Repairs of the  
Piers of Bridlington, alias Burling-  
ton, in the County of York; and for  
making the said Acts more Effectual.*

 **H**ereas by an Act of Parliament, made and passed in the Eighth and Ninth Years of the Reign of his late Majesty King *William* the Third, intituled, *An Act for the Repair of the Piers of Bridlington, alias Burlington, in the East-Riding of the County of York*, it was (amongst other things) Enacted, That from and after the First Day of *May* One thousand Six hundred and Ninety-seven, and before and until the First Day of *May* One thousand Seven hundred and Four, the Duties therein mentioned should be paid for the rebuilding, repairing, and amending, the said Piers; to wit, One Farthing for every Chaldron of Coals, that, during the said Term, should be laden on board any Ship, Hoy, Bark, or other Vessel, at or in the Port of *Newcastle upon Tine*, or at *Sunderland*,

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*land, Blythe, Sutton-Sluice, Culler-Coats*, or any other Port, Harbour, Colliery, or Place, that was, or was reputed to be, a Member of the Port of *Newcastle*; and to be paid to such Persons, and in such Manner, as by the said Act is directed: And by another Act, made and passed in the First Year of the Reign of his late Majesty King *George* the First, referring to the said former Act, all the Duties thereby granted, and made payable, and every Clause, Matter, and Thing, therein contained, were revived, and enacted and directed to be continued and paid for Fourteen Years, from the Twenty-fourth Day of *June* One thousand Seven hundred and Sixteen, until the Twenty-fourth Day of *June* One thousand Seven hundred and Thirty:

**And whereas** by one other Act, made in the Fifth Year of the Reign of his said late Majesty King *George* the First, intituled, *An Act for enlarging the Time granted by Two Acts of Parliament for Repairs of the Piers of Bridlington, alias Burlington; and for making the said Acts more effectual*; it is thereby (amongst other things) Enacted, That the said Act, passed in the Eighth and Ninth Years of the Reign of his said late Majesty King *William* the Third, with all the Powers thereby given, for charging, raising, levying, collecting, and disposing of, any Sum or Sums of Money, for or towards repairing or rebuilding the said Piers of *Bridlington*, alias *Burlington*, should, from and after the Twenty-fourth Day of *June* One thousand Seven hundred and Thirty, continue, and be in full Force, for and during the Term of Twenty-five Years; and that from and after the Twenty-fourth Day of *June* One thousand Seven hundred and Nineteen, for the Term of Thirty-six Years, the several additional Rates and Duties therein mentioned (over and besides the Duty and Duties granted and continued as aforesaid, or payable before the Passing of the same Act) should be raised, levied, collected, and paid, for repairing and lengthening the said Piers, as and in manner therein expressed:

**And whereas** by another Act, made and passed in the Seventh Year of the Reign of his said late Majesty King *George* the First, intituled, *An Act for the better preserving and keeping in Repair the Piers of the Town and Port of Whitby, in the County of York; and for explaining, and making more effectual, the several Acts passed for lengthening and repairing the Piers of Bridlington, alias Burlington, in the said County*; it is (amongst other things) Enacted, That the Collector and Collectors, or any of them, appointed for the Collecting and Receiving of the said Duties by the said Act of the Fifth Year of the Reign of his said





said late Majesty King *George* the First imposed, and made payable at the said Port of *Bridlington*, alias *Burlington*, were thereby impowered to go on board any Ship or Vessel within the said Port of *Bridlington*, alias *Burlington*; and take Account of, and demand and receive, the said Duties, and, for Nonpayment, to distrain for the same, in manner therein mentioned: And that the Trustees appointed for putting in Execution the said recited Acts, or any Five or more of them, are thereby impowered to appoint such Person as they shall think fit, with such annual Salary out of the said Duty as they shall think fit, not exceeding Ten Pounds a Year, for the better governing and managing the Port or Harbour of *Bridlington*, otherwise *Burlington*, in such manner as in the said Act is mentioned and directed:

**And whereas**, although the Money arising from the Duties granted by virtue of the said recited Acts, and also other considerable Sums of Money, raised by a Tax upon the Lands within the Manor of *Bridlington* aforesaid, have, from time to time, been laid out, and applied, in the repairing, rebuilding, and enlarging, the said Piers of *Bridlington*, alias *Burlington*, aforesaid; ~~Yet~~ the same has not been sufficient to support, maintain, and keep the same in good Order and Repair; and, by means of several violent Storms, the same is become in a decaying and ruinous Condition, and in imminent Danger of being lost and destroyed; and there is now a considerable Debt due and owing upon the Credit of the said Acts; and as the Terms for which the said Duties were granted by the former Acts, will expire on the Twenty-fourth Day of *June* One thousand Seven hundred and Fifty-five; and it is impossible that the said Piers can be effectually repaired and maintained, unless the said Duties be continued for a further Term of Years by Authority of Parliament:

**To the End therefore** that the said Piers, and the Port and Harbour of *Bridlington* aforesaid, which has been of great Service to Navigation, and of great Use and Benefit to the Publick, may be maintained, supported, and preserved;

*May it please Your MAJESTY,*

That it may be **Enacted**; **And be it Enacted**, by the KING's Most Excellent MAJESTY, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said Act of the Eighth and Ninth Years of his said late Majesty King *William* the Third; and also the said Act of the Fifth



Fifth Year of the Reign of his said late Majesty King *George* the First; and also so much of the said recited Act of the Seventh Year of the Reign of his said late Majesty King *George* the First, as relates to the Piers or Port of *Bridlington*, alias *Burlington*; and all and every the Rates, Duties, Penalties, Forfeitures, Powers, and Authorities, thereby given, granted, enacted, declared, and directed, to be levied and executed, for or concerning the charging, raising, levying, collecting, receiving, disposing of, and accounting for, any Sum or Sums of Money, for or towards repairing the said Piers of *Bridlington*, alias *Burlington*, or for governing or managing the said Port there (except so much as relates to the absolute Sale of the said Duties); shall, from and after the Twenty-fourth Day of *June* One thousand Seven hundred and Fifty-five, continue, and be in full Force, for and during the Term of Thirty-five Years then next ensuing; and from thence to the End of the then next Session of Parliament.

And it is hereby further Enacted, That Sir *Griffith Boynton*, Sir *William Saint Quintin*, Baronets; *Hugh Cholmley*, *William Osbaldeston*, *John Hill*, *John Robinson*, *Thomas Hassel*, *Walter Strickland*, *Christopher Goulton*, and *James Hustler*, Esquires; being the present surviving Trustees for putting the former Acts in Execution; together with the Right Honourable the Lord Viscount *Downe*, in the Kingdom of *Ireland*; the Right Honourable Sir *Conyers Darcy*, Knight of the Bath; Sir *George Strickland*, Sir *Digby Legard*, Sir *Robert Hildyard*, Baronets; *Francis Boynton*, *Matthew Chitty Saint Quintin*, *William Saint Quintin*, *Nathanael Cholmley*, *William Strickland*, *Richard Langley*, *John Grimston*, *Hugh Bethell*, *William Bethell*, *William Thornton*, *Fountayne Wentworth Osbaldeston*, *George Osbaldeston*, *Barnabas Legard*, *Richard Sykes*, and *Henry Willoughby*, Esquires; and their Successors, or any Five or more of them, or such Person or Person as they, or any Five or more of them, shall, by Writing under their Hands and Seals, nominate, constitute, and appoint, in that behalf; shall and may, and they are hereby authorized and impowered, from and immediately after the passing this Act, to raise, levy, collect, receive, pay, apply, and dispose of the said Duties and Impositions granted by the said Acts of the Eighth and Ninth Years of his said late Majesty King *William*, and of the Fifth Year of the Reign of his said late Majesty King *George* the First; and also to put in Execution so much of the said Act of the Seventh Year of the Reign of his said late Majesty King *George* the First, as relates to the Piers or Port of *Bridlington*,



*lington*, alias *Burlington*, except so much as relates to the absolute Sale of the said Duties aforesaid, during the Continuance of this present Act, in such Manner and Form, and by such Ways and Methods, and with such Powers and Authorities, and under such Rules, Directions, Penalties, and Forfeitures, as in and by the said former Acts, or any of them, are for that Purpose given, granted, ordered, directed, prescribed, and appointed; and in as full, ample, and beneficial manner, to all Intents and Purposes, as if the said Powers, Authorities, Rules and Directions, Penalties and Forfeitures, were particularly, and at large, repeated and re-enacted in the Body of this present Act.

**And it is hereby Enacted**, by the Authority aforesaid, That if any of the said Trustees shall happen to die, or refuse to act, then, and in such Case, it shall and may be lawful to and for the surviving Trustees, or any Five or more of them, from time to time, by some Writing under their Hands and Seals, to elect, nominate, and appoint, other Trustee or Trustees, in the place of such Trustee or Trustees so dying, or refusing to act, as aforesaid: And such Trustee or Trustees, so from time to time elected, nominated, and appointed, shall have the same Power and Authority, as if he or they had been nominated and appointed by this present Act.

**And whereas** some Doubts have arisen, how far the Trustees appointed for putting in Execution the said recited Acts have a Power of compelling the Payment of the Rents, Issues, and Profits, of the said Manor of *Bridlington*, alias *Burlington*, and of the Tolls, Port-Dues, and other Duties, Sum and Sums of Money, chargeable with, or subject or liable to, the Repairing of the said Piers; **Be it therefore Enacted**, by the Authority aforesaid, That the said Tolls and Duties, Rents, Issues, Profits, and Advantages, of, or incident to, the said Manor, or to the said Port, as well before the Passing of the said recited Acts, as granted by the same Acts, or any of them; and all Sum and Sums of Money, as well heretofore collected and received, and remaining unapplied, as now due, or hereafter to become due and payable on Account thereof; shall from time to time, and at all times during the Continuance of the said Term and Terms limited and appointed by the said former Acts, and this present Act, respectively, be raised, levied, received, accounted for, and managed, by such Ways and Means, and in such Manner, and under such Penalties, Forfeitures, and Provisions, and with such Powers and Authorities, as, in or by the said former Acts, or any of them, are directed or provided, for the raising, levying,



ing, collecting, or receiving, the Duty or Duties thereby granted, or made payable.

**And be it Enacted**, by the Authority aforesaid, That out of the Money to be raised and collected by virtue of this Act, and the said former Acts, the Costs, Charges, and Expences, incident to the obtaining and passing this present Act shall, in the first place, be paid and discharged; and the Residue thereof, together with the Money raised upon the Lands by Pier-Rates, shall be applied for repairing and rebuilding the said Piers of *Bridlington*, alias *Burlington*; and for paying the Debts due and owing upon the Credit of the said Acts.

**And be it further Enacted**, by the Authority aforesaid, That the Trustees appointed for putting this present Act in Execution, and their Successors, or any Five or more of them, or such Person or Persons as they, or any Five or more of them, shall, in that behalf, order, direct, or appoint, shall and may, and they are hereby authorized and empowered, at any time or times, after the Passing of this present Act, and during the Continuance of the said Terms hereby, and by the said former Acts, limited and appointed, as aforesaid, from time to time to set up, repair, rebuild, and amend, as often as Occasion shall require, a certain Crane or Engine placed, standing and being upon the Key adjoining to the said Harbour, and formerly erected and built for the Lading and Unlading of Ships or Vessels in the said Port, and which is now come to Decay; and also to place, keep, and maintain, a certain House, made and erected for the safe keeping of the Workmens Tools, Stores, and Materials used in repairing the said Piers, upon any Part of the waste Ground within the Manor of *Bridlington*, alias *Burlington*, aforesaid, as to the said Trustees, or any Five or more of them, shall from time to time seem proper and expedient; and also to remove, lead, carry away, and displace, any Part of the Waste or Soil of or belonging to the said Manor of *Bridlington*, alias *Burlington*, aforesaid, adjoining or contiguous to the Port or Harbour there, in order to make any Ways or Passages leading into the said Harbour more convenient and commodious for the Passage and Conveyance of Cattle and Carriages used and employed in and about the Lading or Unlading of Ships coming into the said Port; and to pay and defray the Expences thereof out of the said Duties so granted or continued for repairing the said Piers.

**And be it further Enacted**, by the Authority aforesaid, That if any Suit shall be commenced against any Person or Persons,  
for



for any thing done in pursuance of this present Act; that, in every such Case, the Action shall be laid in the County of *Tork*, and not elsewhere: And the Defendant or Defendants, in such Action or Actions to be brought, may plead the General Issue, and give this Act, and the special Matter, in Evidence, at any Tryal thereupon: And if a Verdict shall pass for the Defendant or Defendants in such Action; or if the Plaintiff or Plaintiffs shall be Nonsuit, or discontinue his, her, or their Action or Actions, after the Defendant or Defendants shall have appeared; or if, upon Demurrer, Judgment shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall and may recover Treble Costs, and have like Remedy for the same, as any Defendant or Defendants hath or have, in other Cases, by Law.

**Provided always, and be it Enacted**, by the Authority aforesaid, That all Ships and Vessels belonging to the Town and Borough of *Great Yarmouth*, in the County of *Norfolk* (the said Borough having a Pier of their own, which they are not at present able to maintain), shall be exempted from the Payment of any of the Duties granted by the said Act of the Eighth and Ninth Years of the Reign of his late Majesty King *William* the Third, or by the said Act of the Fifth Year of the Reign of his late Majesty King *George* the First, or either of them, and hereby continued for repairing the said Pier of *Bridlington*, alias *Burlington*; so as the Masters or Owners of such Ships or Vessels bring a Certificate, verified upon Oath before the Mayor of the said Town of *Great Yarmouth*, that the said Ships or Vessels do belong to the said Town, or that the Inhabitants of the said Town are Owners of the greatest Part of the Property in every such Ship or Vessel; any thing in the before-recited Acts, or this Act, to the contrary notwithstanding.

**And be it further Enacted**, by the Authority aforesaid, That this Act shall be deemed, adjudged, and taken, to be a Publick Act; and be judicially taken Notice of as such, by all Judges, Justices, and other Persons whatsoever, without specially pleading the same.







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ed by Several Acts of Parliament  
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